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DATE: December 21, 2001

TO: Examiner Melissa Koslow
Group Art Unit 1755

FAX #: 703-872-9310

PHONE #: 703-308-3817

Application No.: 09/841,255
Applicant: Kambe et al.
Due Date: December 28, 2001

OUR REF.: 2950.01US02

FROM: Peter S. Dardi, Ph.D.
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

- 1) Amendment in response to Office Action dated September 28, 2001.

Sincerely,

Peter S. Dardi, Ph.D.
Reg. No. 39,650

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9310 on the date shown below thereby constituting filing of same.

December 21, 2001
Date

Peter S. Dardi

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2950.01US02

Kambe et al.

Application No.: 09/841,255

Examiner: C. Koslow

Filed: April 24, 2001

Group Art Unit: 1755

For: ABRASIVE PARTICLES FOR SURFACE POLISHING

RESPONSE

Box Non-Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action of September 28, 2001, amendment to the above-identified patent application is requested. In support of this request for reconsideration of the rejections, Applicants submit a copy of a Declaration under 37 CFR 1.132 filed in CIP application 09/085,514. The attachments to the Declaration will be provided at the Examiner's request.

REMARKS

Claims 1-4, 6-10, 12-15 and 23-25 are pending. All of the pending claims stand rejected. Applicants respectfully request reconsideration of the rejections based on the following comments.

Double Patenting Over 09/136,483

The Examiner provisionally rejected claims 15, 23 and 25 for obviousness-type double patenting over claims 9 and 13 of copending application 09/136,483. Applicants will consider filing a terminal disclaimer when the claims are found otherwise allowable.